

thereto. Unless Seller has previously provided the Commission with a notification of its price reporting status, Seller must notify the Commission within 15 days of the effective date of this regulation or within 15 days of the date it begins making wholesale sales, whichever is earlier, whether it engages in such reporting of its transactions. Seller must update the notification within 15 days of any subsequent change in its transaction reporting status. In addition, Seller must adhere to such other standards and requirements for price reporting as the Commission may order.

(d) *Records retention.* A Seller must retain, for a period of five years, all data and information upon which it billed the prices it charged for the electric energy or electric energy products it sold pursuant to Seller's market-based rate tariff, and the prices it reported for use in price indices.

§35.42 Change in status reporting requirement.

(a) As a condition of obtaining and retaining market-based rate authority, a Seller must timely report to the Commission any change in status that would reflect a departure from the characteristics the Commission relied upon in granting market-based rate authority. A change in status includes, but is not limited to, the following:

(1) Ownership or control of generation capacity that results in net increases of 100 MW or more, or of inputs to electric power production, or ownership, operation or control of transmission facilities, or

(2) Affiliation with any entity not disclosed in the application for market-based rate authority that owns or controls generation facilities or inputs to electric power production, affiliation with any entity not disclosed in the application for market-based rate authority that owns, operates or controls transmission facilities, or affiliation with any entity that has a franchised service area.

(b) Any change in status subject to paragraph (a) of this section must be filed no later than 30 days after the change in status occurs. Power sales contracts with future delivery are reportable 30 days after the physical delivery has begun. Failure to timely file a change in status report constitutes a tariff violation.

(c) When submitting a change in status notification regarding a change that impacts the pertinent assets held by a Seller or its affiliates with market-based rate authorization, a Seller must include an appendix of assets in the form provided in Appendix B of this subpart.

APPENDIX A TO SUBPART H

STANDARD SCREEN FORMAT

[Data provided for Illustrative Purposes only]

Row	Generation	MW	Reference
Part I—Pivotal Supplier Analysis			
Seller and Affiliate Capacity			
A	Installed Capacity	19,500	Workpaper.
B	Long-Term Firm Purchases	500	Workpaper.
C	Long-Term Firm Sales	-1,000	Workpaper.
D	Imported Power	0	Workpaper.
Non-Affiliate Capacity			
E	Installed Capacity	8,000	Workpaper.
F	Long-Term Firm Purchases	500	Workpaper.
G	Long-Term Firm Sales	-2,500	Workpaper.
H	Imported Power	3,500	Workpaper.
I	Balancing Authority Area Reserve Requirement	-2,160	Workpaper.
J	Amount of Line I Attributable to Seller, if any	-2,160	Workpaper.
K	Total Uncommitted Supply (SUM A,B,C,D,E,F,G,I)	9,840	
Load			
L	Balancing Authority Area Annual Peak Load	18,000	Workpaper.
M	Average Daily Peak Native Load in Peak Month	-16,500	Workpaper.
N	Amount of Line M Attributable to Seller, if any	-16,500	Workpaper.
O	Wholesale Load (SUM L,M)	1,500	
P	Net Uncommitted Supply (K-O)	8,340	

STANDARD SCREEN FORMAT—Continued
 [Data provided for Illustrative Purposes only]

Row	Generation	MW				Reference
Q	Seller's Uncommitted Capacity (SUM A,B,C,D,J,N)	340				
Result of Pivotal Supplier Screen (Pass if Line Q < Line P) (Fail if Line Q > Line P)					PASS	
Row		Q1 (MW)	Q2 (MW)	Q3 (MW)	Q4 (MW)	Reference
Part II—Market Share Analysis						
Seller and Affiliate Capacity.						
A	Installed Capacity	19,500	19,500	19,500	19,500	Workpaper.
B	Long-Term Firm Purchases	500	500	500	500	Workpaper.
C	Long-Term Firm Sales	-1,000	-1,000	-1,000	-1,000	Workpaper.
D	Seasonal Average Planned Outages	-4,000	-3,000	-800	-3,500	Workpaper.
E	Imported Power	0	0	0	0	Workpaper.
Capacity Deductions.						
F	Average Peak Native Load in the Season	-11,500	-10,000	-12,500	-11,500	Workpaper.
G	Amount of Line F Attributable to Seller, if any	-11,500	-10,000	-12,500	-11,500	Workpaper.
H	Amount of Line F Attributable to Others, if any	0	0	0	0	Workpaper.
I	Balancing Authority Area Reserve Requirement	-1,500	-1,320	-1,560	-1,500	Workpaper.
J	Amount of Line I Attributable to Seller, if any	-1,500	-1,320	-1,560	-1,500	Workpaper.
K	Amount of Line I Attributable to Others, if any	0	0	0	0	Workpaper.
Non-Affiliate Capacity.						
L	Installed Capacity	8,000	8,000	8,000	8,000	Workpaper.
M	Long-Term Firm Purchases	500	500	500	500	Workpaper.
N	Long-Term Firm Sales	-2,500	-2,500	-2,500	-2,500	Workpaper.
O	Local Seasonal Average Planned Outages	-800	-200	-300	-400	Workpaper.
P	Uncommitted Capacity Imports	5,000	4,500	3,500	4,000	Workpaper.
Supply Calculation.						
Q	Total Competing Supply (SUM L,M,N,O,P,H,K)	10,200	10,300	9,200	9,600	
R	Seller's Uncommitted Capacity (SUM A,B,C,D,E,G,J)	2,000	4,680	4,140	2,500	
S	Total Seasonal Uncommitted Capacity (SUM Q,R)	12,200	14,980	13,340	12,100	
T	Seller's Market Share (R/S)	16.39%	31.24%	31.03%	20.66%	
	Results (Pass if < 20%) (Fail if ≥ 20%)	PASS	FAIL	FAIL	FAIL	

APPENDIX B TO SUBPART H

This is an example of the required appendix listing the filing entity and all its energy

affiliates and their associated assets which should be submitted with all market-based rate filings.